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10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 UNITED STATES OF AMERICA,)
13 v.) 3:08-cv-0071-ECR-VPC
14 \$324,100.00 IN UNITED STATES)
15 CURRENCY,) MOTION FOR ENTRY OF JUDGMENT
16 Plaintiff,) OF FORFEITURE
17 Defendant.)
18 _____

19 Comes now the plaintiff United States of America, through its undersigned
20 counsel, and moves this Court for entry of JUDGMENT OF FORFEITURE in this action. This
21 motion is brought pursuant to Rule 55(b)(2), Fed.R.Civ.P., and is based on the papers and pleadings
22 on file in this action. A proposed JUDGMENT OF FORFEITURE is submitted herewith.

23 This is an action in rem to obtain judicial forfeiture of certain funds under 21 U.S.C., section
24 881(a)(6). The verified complaint alleges that the defendant funds represent proceeds traceable to
25 the exchange of controlled substances in violation of Title II of the Controlled Substances Act, 21
26 U.S.C., §§ 801-et seq., and/or is property which constitutes money furnished or intended to be
furnished by a person in exchange for a controlled substance or listed chemical in violation of Title
II of the Controlled Substances Act, 21 U.S.C., §§ 801-et seq.

27 A summons and warrant of arrest in rem was issued by this Court on February 14,
28 2008. In accordance with the summons and warrant, the defendant property was arrested on

April 29, 2008. Public notice of the forfeiture action and arrest was given to all persons and entities by publication in the Reno Gazette-Journal, compliant with Rule G(4), Supplemental Rules for Admiralty or Maritime and Asset Forfeiture Claims. Proof of publication has been filed in this action.

United States Marshals Service form USM-285, reflecting service upon the defendant property, is on file herein. Additionally, United States Marshals Service forms USM-285, reflecting statutory notice to all known prospective claimants are on file herein.

No person or entity filed a claim, an answer, or any other responsive pleading within the time permitted by Rule G(5) of the Supplemental Rules for Certain Admiralty or Maritime and Asset Forfeiture Claims. Default was entered on September 24, 2008.

WHEREFORE, it is requested that the judgment of forfeiture be entered consistent with the proposed JUDGMENT submitted herewith.

Respectfully submitted,

**GREGORY A. BROWER
United States Attorney**

Greg Addington
GREG ADDINGTON
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
\$324,100.00 IN UNITED STATES CURRENCY.)
Defendant.)
3:08-cv-0071- ECR- VPC
JUDGMENT OF FORFEITURE

A verified Complaint for Forfeiture in Rem was filed on February 11, 2008. The Complaint alleges that the defendant funds, in their entirety, represent proceeds traceable to the exchange of controlled substances in violation of Title II of the Controlled Substances Act, 21 U.S.C., §§ 801-et seq., and/or is property which constitutes money furnished or intended to be furnished by a person in exchange for a controlled substance or listed chemical in violation of Title II of the Controlled Substances Act, 21 U.S.C., §§ 801-et seq., and are, therefore, subject to forfeiture to the United States of America pursuant to 21 U.S.C. § 881(a)(6).

Process was fully issued in this action and returned according to law.

Pursuant to a Summons and Warrant of Arrest in Rem for the Property issued by this Court on February 14, 2008, the United States Marshals Service arrested the defendant property on April 29, 2008.

Appropriate public notice of this forfeiture action and arrest was given to all persons and entities by publication in the Reno Gazette-Journal.

Statutory notice compliant with Rule G(4), Supplemental Rules for Admiralty or Maritime and Asset Forfeiture Claims, was given to known prospective claimants.

1 No claim, answer, or other responsive pleading has been filed on behalf of any person.
2 Default was entered on September 24, 2008, of the defendant funds, specified individuals and
3 entities, and all other persons or entities who claim an interest in the defendant property.

4 Now, therefore, good cause appearing, it is hereby ORDERED, ADJUDGED, AND
5 DECREED that Judgment be and is entered against the defendant

6 \$324,100.00 IN UNITED STATES CURRENCY

7 and against all persons and/or entities, having any interest in such property and that the defendant
8 property be, and the same is, hereby forfeited to the United States of America and no right, title, or
9 interest in the defendant property shall exist in any other party. The defendant property shall be
10 disposed of according to law.

11 Date: October 1, 2008


12 Edward C. Reed.
UNITED STATES DISTRICT JUDGE

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